

**SUPREME COURT MINUTES
WEDNESDAY, JANUARY 18, 2006
SAN FRANCISCO, CALIFORNIA**

S057063

PEOPLE v. ELLIOT (MICHAEL)
Rehearing denied

Chin, J., was absent and did not participate.
Petition for rehearing DENIED.

S121009

B160571 Second Appellate District,
Division Two

PEOPLE v. R. J. REYNOLDS TOBACCO
Opinion modified - no change in judgment

The opinion in the above-entitled case, filed on December 22, 2005 and appearing at 37 Cal.4th 707, is hereby modified as follows:

1. The second sentence of the Factual and Procedural Background, on page 713 is modified to state that the defendant gave away cartons and packages containing a total of 108,155 packs of cigarettes.

2. The first sentence of footnote 5 on page 723 is modified to insert the word "and" and to strike the words "and certain point-of-sale advertising," so that it reads: "The Massachusetts Attorney General's regulations also barred free distributions of cigarettes in public places, and self-service displays of cigarettes."

This modification does not affect the judgment.

Chin, J., was absent and did not participate.

S138898

D044103 Fourth Appellate District,
Division One

PEOPLE v. RIVERA
Petition for review granted

Votes: George, C.J., Kennard, Baxter,
Werdegar, Moreno, Corrigan, JJ.

Chin, J., was absent and did not participate.

S138455B175732 Second Appellate District,
Division One

PEOPLE v. YOUNG

Review granted/briefing deferred (rule 29.1)

Further action in this matter is deferred pending consideration and disposition of a related issue in *People v. Salas*, S126773 (see Cal. Rules of Court, rule 28.2(d)(2)), or pending further order of the court. Submission of additional briefing, pursuant to California Rules of Court, rule 29.1, is deferred pending further order of the court.

Votes: George, C.J., Kennad, Baxter, Werdegarr, Moreno, Corrigan, JJ.
Chin, J., was absent and did not participate.

S049743

PEOPLE v. YOUNG (CAROLINE)

Appeal abated

Respondent's "Motion to Abate Appeal," filed on January 4, 2006, is granted. As indicated in a certified copy of a certificate of death, appellant Caroline Young died on September 16, 2005. All proceedings in *People v. Caroline Young*, case no. S049743, are permanently abated, and the Superior Court of California, County of Alameda is directed to enter an order to that effect in case No. H-19130. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy*.)

Chin, J., was absent and did not participate.

S058729

PEOPLE v. IHDE (MICHAEL P.)

Appeal abated

Respondent's "Motion to Abate Appeal," filed on January 4, 2006, is granted. As indicated in a certified copy of a certificate of death, appellant Michael Patrick Ihde died on October 7, 2005. All proceedings in *People v. Michael Patrick Ihde*, case no. S058729, are permanently abated, and the Superior Court of California, County of Alameda is directed to enter an order to that effect in case No. 125859. (*People v. Dail* (1943) 22 Cal.2d 642, 659; *People v. Bandy* (1963) 216 Cal.App.2d 458, 466.)

Chin, J., was absent and did not participate.

S120680

H024142 Sixth Appellate District

**CDM INVESTORS v. AMERICAN NATIONAL FIRE
INSURANCE COMPANY**

Transferred to CA 6 after grant of review

The above-entitled matter is transferred to the Court of Appeal, Sixth Appellate District, with directions to vacate its decision and to reconsider the cause in light of *Powerine Oil Co. v. Superior Court* (2005) 37 Cal.4th 377 and *County of San Diego v. Ace Property & Casualty Ins. Co.* (2005) 37 Cal.4th 406. (Cal. Rules of Court, rule 29.3(d).)

Votes: George, C.J., Kennard, Baxter, Werdegarr, Moreno, Corrigan, JJ.
Chin, J., was absent and did not participate.

S138258

C045579 Third Appellate District

PEOPLE v. ALVARADO

Petitions for review denied

Chin, J., was absent and did not participate.

S138378E038974 Fourth Appellate District,
Division Two**SALEM (JAD ISSA) ON H.C.**

Petition for review denied

Chin, J., was absent and did not participate.

S138399E039018 Fourth Appellate District,
Division Two**JONES (LEANDER L.) ON H.C.**

Petition for review denied

Chin, J., was absent and did not participate.

S138433B171712 Second Appellate District,
Division Eight**PEOPLE v. CASTRO**

Petition for review denied

Chin, J., was absent and did not participate.

S138469A111622 First Appellate District,
Division One**WILLIAMS (ANTOINE) ON H.C.**

Petition for review denied

Chin, J., was absent and did not participate.

S138473
F048933 Fifth Appellate District

NEAL (BENSON ROBERT) ON H.C.
Petition for review denied

Baxter, J., was recused and did not participate.
Chin, J., was absent and did not participate.

S138479
C044480 Third Appellate District
C046709

PEOPLE v. WOODCOX
Petition for review denied

Chin, J., was absent and did not participate.

S138489
B178488 Second Appellate District,
Division Two

S. (KENNETH), IN RE
Petition for review denied

Chin, J., was absent and did not participate.

S138500
F046124 Fifth Appellate District

PEOPLE v. ASHBAUGH
Petition for review denied

Chin, J., was absent and did not participate.
Moreno, J., is of the opinion the petition should
be granted.

S138510
E034767 Fourth Appellate District,
E037122 Division Two

PEOPLE v. DELGADILLO
Petition for review & depublication request denied

Chin, J., was absent and did not participate.

S138518
B186592 Second Appellate District,
Division Three

EDWARDS (DAVIDO A.) ON H.C.
Petition for review denied

Chin, J., was absent and did not participate.

S138535
B178256 Second Appellate District,
Division One

PEOPLE v. RAMOS
Petition for review denied

Chin, J., was absent and did not participate.

S138538
F043303 Fifth Appellate District

PEOPLE v. MUHAMMAD
Petitions for review denied

Chin, J., was absent and did not participate.

S138539
C045230 Third Appellate District

PEOPLE v. HUERTA
Petition for review denied

Chin, J., was absent and did not participate.

S138620
E037122 Fourth Appellate District,
Division Two

DELGADILLO (JORGE) ON H.C.
Petition for review denied

Chin, J., was absent and did not participate.

S138642
B185165 Second Appellate District,
Division Four

NEVAREZ (RICHARD) ON H.C.
Petition for review denied

Chin, J., was absent and did not participate.

S138647
B176470 Second Appellate District,
B18245 Division Seven

JONES (HUMPHREY) ON H.C.
Petition for review denied

Chin, J., was absent and did not participate.

S138676
B177847 Second Appellate District,
Division Five

PEOPLE v. SMITH
Petition for review denied

Chin, J., was absent and did not participate.

S138677
C044099 Third Appellate District

PEOPLE v. GIFFORD
Petition for review denied

Chin, J., was absent and did not participate.

S138684
C047015 Third Appellate District

PEOPLE v. CORNWALL
Petition for review denied

Chin, J., was absent and did not participate.

S138707

B175361 Second Appellate District,
Division Eight

PEOPLE v. GUTIERREZ

Petition for review denied

Chin, J., was absent and did not participate.

S138715

D043711 Fourth Appellate District,
Division One

PEOPLE v. COSTA

Petition for review denied

Chin, J., was absent and did not participate.

S138733

C043892 Third Appellate District

PEOPLE v. SMITH

Petition for review denied

Chin, J., was absent and did not participate.

S138747

A111119 First Appellate District,
Division Three

PEOPLE v. S.C. (FERGUSON)

Petition for review denied

Chin, J., was absent and did not participate.

S138758

D047189 Fourth Appellate District,
Division One

PETERSEN (STEPHEN) ON H.C.

Petition for review denied

Chin, J., was absent and did not participate.

S138764

F048194 Fifth Appellate District

WHITE (DARRELL VINCENT) ON H.C.

Petition for review denied

Chin, J., was absent and did not participate.

S138808

B173982 Second Appellate District,
Division Six

PEOPLE v. ANDERSON

Petition for review denied

Chin, J., was absent and did not participate.

S138833

B186537 Second Appellate District,
Division Eight

THOMAS (DEXTER) ON H.C.

Petition for review denied

Chin, J., was absent and did not participate.

S138841

B186490 Second Appellate District,
Division Seven

GRIFFITHS (STEVEN) ON H.C.
Petition for review denied

Chin, J., was absent and did not participate.

S138842

B169857 Second Appellate District,
Division Two

PEOPLE v. SMITH
Petition for review denied

Chin, J., was absent and did not participate.

S138857

B175583 Second Appellate District,
Division Four

PEOPLE v. BACOT
Petition for review denied

Chin, J., was absent and did not participate.

S138867

B176023 Second Appellate District,
Division Four

PEOPLE v. GONZALEZ
Petition for review denied

Chin, J., was absent and did not participate.

S138875

D044763 Fourth Appellate District,
Division One

PEOPLE v. RODRIGUEZ
Petition for review denied

Chin, J., was absent and did not participate.

S138877

F049002 Fifth Appellate District

BROWN v. S.C. (PEOPLE)
Petition for review and application for stay denied

Chin, J., was absent and did not participate.

S138881

B186737 Second Appellate District,
Division Three

LEE (CORNELIUS VON) ON H.C.
Petition for review denied

Chin, J., was absent and did not participate.

S138886

B178308 Second Appellate District,
Division Eight

PEOPLE v. MORONES
Petition for review denied

Chin, J., was absent and did not participate.

S138889

B175858 Second Appellate District,
Division Three

PEOPLE v. ADAMS

Petition for review denied

Chin, J., was absent and did not participate.

S138890

B179807 Second Appellate District,
Division Three

ADAMS (DONALD) ON H.C.

Petition for review denied

Chin, J., was absent and did not participate.

S138907

B186292 Second Appellate District,
Division Three

HINKLES (CLABRON W.) ON H.C.

Petition for review denied

Chin, J., was absent and did not participate.

S138946

A103263 First Appellate District,
Division Five

PEOPLE v. PATTERSON

Petition for review denied

Chin, J., was absent and did not participate.

S138948

C045222 Third Appellate District

PEOPLE v. GARVEY

Petition for review denied

Chin, J., was absent and did not participate.

S138966

C050967 Third Appellate District

CEJAS (ANDREW A.) ON H.C.

Petition for review denied

Chin, J., was absent and did not participate.

S138972

B175753 Second Appellate District,
Division Four

PEOPLE v. COOKE

Petition for review denied

Chin, J., was absent and did not participate.

S139001

C048502 Third Appellate District

DENNIS v. MOORE

Petition for review denied

Chin, J., was absent and did not participate.

S139023

B175244 Second Appellate District,
Division Three

PEOPLE v. TOMPKINS

Petition for review denied

Chin, J., was absent and did not participate.

S139041

H027409 Sixth Appellate District

PEOPLE v. RAMIREZ

Petition for review denied

Chin, J., was absent and did not participate.

S139056

B186457 Second Appellate District,
Division Two

ROSALEZ (ROBERT G.) ON H.C.

Petition for review denied

Chin, J., was absent and did not participate.

S139087

A111711 First Appellate District,
Division Two

WANG v. OWNERS OF MILTON HOTEL

Petition for review denied

Chin, J., was absent and did not participate.

S139088

A111710 First Appellate District,
Division Two

WANG v. BROWN

Petition for review denied

Chin, J., was absent and did not participate.

S139117

E039192 Fourth Appellate District,
Division Two

SAN BERNARDINO, CITY OF v. S.C. (CLARENDON
NATIONAL INSURANCE COMPANY)

Petition for review denied

Chin, J., was absent and did not participate.

S139163

C047997 Third Appellate District

PEOPLE v. HERNANDEZ

Petition for review denied

Chin, J., was absent and did not participate.

S139174

C045938 Third Appellate District

PEOPLE v. CALDERON

Petitions for review denied

Chin, J., was absent and did not participate.

S139182

STEPHEN v. CA 4/1 (PEOPLE)

Petition for writ of mandate/prohibition denied

Chin, J., was absent and did not participate.

S139187B176291 Second Appellate District,
Division Seven

TURMEKO PROPERTIES v. PIPKINS

Petition for review denied

Chin, J., was absent and did not participate.

S139193

F046269 Fifth Appellate District

PEOPLE v. WILSON

Petition for review denied

Baxter, J., was recused and did not participate.
Chin, J., was absent and did not participate.**S139198**

F047289 Fifth Appellate District

PEOPLE v. LONG

Petition for review denied

Chin, J., was absent and did not participate.

S139296B176258 Second Appellate District,
Division Two

PEOPLE v. WALTON

Petition for review denied

Chin, J., was recused did not participate.

S139319B180795 Second Appellate District,
Division Five

PEOPLE v. HERNANDEZ

Petitions for review denied

Chin, J., was absent and did not participate.

S139329B178656 Second Appellate District,
Division Seven

PEOPLE v. GLASS

Petition for review denied

Chin, J., was absent and did not participate.

S139335E036560 Fourth Appellate District,
Division Two

PEOPLE v. MILO

Petition for review denied

Chin, J., was absent and did not participate.

S139336
C047601 Third Appellate District

PEOPLE v. WILLIAMS
Petition for review denied

Chin, J., was absent and did not participate.

S139337
D045500 Fourth Appellate District,
Division One

PEOPLE v. VELASQUEZ
Petition for review denied

Chin, J., was absent and did not participate.

S139341
H028194 Sixth Appellate District

PEOPLE v. CERALDE
Petition for review denied

Chin, J., was absent and did not participate.

S139342
F047401 Fifth Appellate District

H. (RAYMOND), IN RE
Petition for review denied

Chin, J., was absent and did not participate.

S139355
A107744 First Appellate District,
Division Four

B. (ANTHONY), IN RE
Petition for review denied

Chin, J., was absent and did not participate.

S139358
B181378 Second Appellate District,
Division One

CARDENAS & NOONAN, MARRIAGE OF
Petition for review denied

Chin, J., was absent and did not participate.

S139362
B182790 Second Appellate District,
Division Six

KINDRED v. LA BOSSIERE
Petition for review denied

Chin, J., was absent and did not participate.

S139363
A106266 First Appellate District,
Division One

PEOPLE v. HAYTER
Petition for review denied

Chin, J., was absent and did not participate.

S139366

A103936 First Appellate District,
Division Two

PEOPLE v. PENA

Petition for review denied

Chin, J., was absent and did not participate.

S139367

B179253 Second Appellate District,
Division One

PEOPLE v. DOMINGUEZ

Petition for review denied

Chin, J., was absent and did not participate.

S139369

B175253 Second Appellate District,
Division One

PEOPLE v. BRADLEY

Petition for review denied

Chin, J., was absent and did not participate.

S139370

B181678 Second Appellate District,
Division Seven

ACOSTA v. KERRIGAN

Petition for review denied

Chin, J., was absent and did not participate.

S139375

B175303 Second Appellate District,
Division Three

PEOPLE v. RANGER INSURANCE

Petition for review denied

Chin, J., was absent and did not participate.

S139377

C048133 Third Appellate District

CICAIROS v. SUMMIT LOGISTICS

Petition for review & depublication request denied

Chin, J., was absent and did not participate.

S139380

C048541 Third Appellate District

HOFFNER AND BABER, MARRIAGE OF

Petition for review denied

Chin, J., was absent and did not participate.

S139381

D045509 Fourth Appellate District,
Division One

S. (JOSHUA), ADOPTION OF

Petition for review denied

Chin, J., was absent and did not participate.

S139383

B179864 Second Appellate District,
Division One

PEOPLE v. FERNANDEZ

Petition for review denied

Chin, J., was absent and did not participate.

S139386

F046128 Fifth Appellate District

PEOPLE v. THOMPSON

Petition for review denied

Chin, J., was absent and did not participate.

S139390

A106342 First Appellate District,
Division One

VANN v. ANDERSON

Petition for review denied

Chin, J., was absent and did not participate.

S139392

A106954 First Appellate District,
Division One

PEOPLE v. MAGRAFF

Petition for review denied

Chin, J., was absent and did not participate.

S139397

C051248 Third Appellate District

DAVIS v. S.C. (PEOPLE)

Petition for review denied

Chin, J., was absent and did not participate.

S139398

C047196 Third Appellate District

PEOPLE v. AUDETTE

Petition for review denied

Chin, J., was absent and did not participate.

S139400

E037125 Fourth Appellate District,
Division Two

PEOPLE v. KAUFMAN

Petition for review denied

Chin, J., was absent and did not participate.

S139401

F045712 Fifth Appellate District

PEOPLE v. VIGAS

Petition for review denied

Chin, J., was absent and did not participate.

S139402

A106963 First Appellate District,
Division One

PEOPLE v. WHITLEY

Petition for review denied

Chin, J., was absent and did not participate.

S139404

C047490 Third Appellate District

PEOPLE v. BRUMBAUGH

Petition for review denied

Chin, J., was absent and did not participate.

S139411

D045001 Fourth Appellate District,
Division One

APPEL v. BERG

Petition for review denied

Chin, J., was absent and did not participate.

S139422

B167722 Second Appellate District,
Division Seven

PAGARIGAN v. AETNA U.S. HEALTHCARE

Petition for review denied

Chin, J., was absent and did not participate.

S139423

D042623 Fourth Appellate District,
Division One

PEOPLE v. VASQUEZ

Petition for review denied

Chin, J., was absent and did not participate.

S139425

B182300 Second Appellate District,
Division Four

GONZALEZ v. CITY OF GLENDORA

Petition for review denied

Chin, J., was absent and did not participate

S139427

F047284 Fifth Appellate District

PEOPLE v. GOMEZ

Petition for review denied

Chin, J., was absent and did not participate.

S139428

G034301 Fourth Appellate District,
Division Three

PEOPLE v. THOMAS

Petition for review denied

Chin, J., was absent and did not participate.

S139432
C046798 Third Appellate District

WILLIAMS v. MARCUS
Petition for review denied

Chin, J., was absent and did not participate.

S139436
A110243 First Appellate District,
Division One

PEOPLE v. BOTELLO
Petition for review denied

Chin, J., was absent and did not participate.

S139438
F047127 Fifth Appellate District

PEOPLE v. GONZALEZ
Petition for review denied

Chin, J., was absent and did not participate.

S139450
A111236 First Appellate District,
Division One

HAGAN v. HAGAN
Petition for review denied

Chin, J., was absent and did not participate.

S139451
B178886 Second Appellate District,
Division Three

PEOPLE v. HICKS
Petition for review denied

Chin, J., was absent and did not participate.

S139452
B179606 Second Appellate District,
Division Three

PEOPLE v. GAUTHIA
Petition for review denied

Chin, J., was absent and did not participate.

S139453
E036722 Fourth Appellate District,
Division Two

PEOPLE v. MORE
Petition for review denied

Chin, J., was absent and did not participate.

S139455
A105109 First Appellate District,
Division Two

PEOPLE v. DELAHOUSSE
Petition for review denied

Chin, J., was absent and did not participate.

S139459

B181789 Second Appellate District,
Division Two

ARASON v. CALIFORNIA UNEMPLOYMENT
INSURANCE APPEALS BOARD (ACLU)
Petition for review denied

Chin, J., was absent and did not participate.

S139460

B180825 Second Appellate District,
Division Six

HENSLEY v. RITNER
Petition for review denied

Chin, J., was absent and did not participate

S139470

B177623 Second Appellate District,
Division Two

PEOPLE v. HOLLIS
Petition for review denied

Chin, J., was absent and did not participate.

S139474

D042811 Fourth Appellate District,
Division One

PEOPLE v. CAMPA
Petition for review denied

Chin, J., was absent and did not participate.

S139475

E035697 Fourth Appellate District,
Division Two

PEOPLE v. MONTOYA
Petition for review denied

Chin, J., was absent and did not participate.

S139476

D042720 Fourth Appellate District,
Division One

PEOPLE v. JORDAN
Petition for review denied

Chin, J., was absent and did not participate.

S139478

B180318 Second Appellate District,
Division Seven

CHEW v. INTERNATIONAL NORCENT
TECHNOLOGY
Petition for review denied

Chin, J., was absent and did not participate.

S139481

E036516 Fourth Appellate District,
Division Two

PEOPLE v. DURAN
Petition for review denied

Chin, J., was absent and did not participate.

S139484

B178169 Second Appellate District,
Division Four

PEOPLE v. DANIELS

Petition for review denied

Chin, J., was absent and did not participate.

S139485

B173406 Second Appellate District,
Division Four

PEOPLE v. SANDOVAL

Petition for review denied

Chin, J., was absent and did not participate.

S139487

B162636 Second Appellate District,
B173722 Division Seven

PEOPLE v. MENDOZA

Petition for review denied

Appellant Riva's application for severance
denied as moot.

Chin, J., was absent and did not participate.

S139488

B170749 Second Appellate District,
Division Four

PEOPLE v. ROSAS

Petition for review denied

Chin, J., was absent and did not participate.

S139489

F046965 Fifth Appellate District

PEOPLE v. ESTRELLA

Petition for review denied

Chin, J., was absent and did not participate.

S139493

B178912 Second Appellate District,
Division Two

ANVAR v. U.C. REGENTS

Petition for review denied

Chin, J., was absent and did not participate.

S139495

A112021 First Appellate District,
Division Four

BELANGER v. S.C. (RANDS)

Petition for review denied

Chin, J., was absent and did not participate.

S139499

B179792 Second Appellate District,
Division Two

FELSHER v. BIANCO

Petition for review denied

Chin, J., was absent and did not participate.

S139500

B178744 Second Appellate District,
Division Seven

GREYHOUND LINES v. CITY OF LOS ANGELES

Petition for review denied

Chin, J., was absent and did not participate.

S139505

C043385 Third Appellate District

LINDBERG v. DEPARTMENT OF EDUCATION

Petitions for review denied

Chin, J., was absent and did not participate.

S139508

A110079 First Appellate District,
Division One

PEOPLE v. ALEXANDER

Petition for review denied

Chin, J., was absent and did not participate.

S139511

B176313 Second Appellate District,
Division Eight

MCDANIEL v. BARRUS

Petition for review denied

Chin, J., was absent and did not participate.

S139519

B176067 Second Appellate District,
Division Two

PEOPLE v. CARRAWAY

Petition for review denied

Chin, J., was absent and did not participate.

S139520

B182129 Second Appellate District,
Division Four

STEIN v. BORSTEIN

Petition for review denied

Chin, J., was absent and did not participate.

S139522

B176775 Second Appellate District,
Division Four

PEOPLE v. WALKER

Petition for review denied

Chin, J., was absent and did not participate.

S139523

E035889 Fourth Appellate District,
Division Two

PEOPLE v. PONCE

Petition for review denied

Chin, J., was absent and did not participate.

S139527

E037852 Fourth Appellate District,
Division Two

B. (FLOYD), IN RE

Petition for review denied

Chin, J., was absent and did not participate.

S139530

C048197 Third Appellate District

PEOPLE v. COLLINS

Petition for review denied

Chin, J., was absent and did not participate.

S139531

A104043 First Appellate District,
Division Three

DELEAGE v. ROSENBLUTH

Petition for review denied

Chin, J., was absent and did not participate
Corrigan, J., was recused and did not participate.

S139532

E036340 Fourth Appellate District,
Division Two

PEOPLE v. HARMON

Petition for review denied

Chin, J., was absent and did not participate.

S139538

A104615 First Appellate District,
Division Two

PEOPLE v. BIZZELL

Petition for review denied

Chin, J., was absent and did not participate.

S139539

B175876 Second Appellate District,
Division One

PEOPLE v. GASTON

Petition for review denied

Chin, J., was absent and did not participate.

S139541

G034632 Fourth Appellate District,
Division Three

MCALLISTER v. JOHNSON

Petition for review denied

Chin, J., was absent and did not participate.

S139543

F047329 Fifth Appellate District

A. (DAVID), IN RE

Petition for review denied

Chin, J., was absent and did not participate.

S139546E037224 Fourth Appellate District,
Division Two

PEOPLE v. LEWIS

Petition for review denied

Chin, J., was absent and did not participate.

S139553

F046186 Fifth Appellate District

DAVENPORT v. BOARD OF TRUSTEES

Petition for review denied

Chin, J., was absent and did not participate.

S139554A108798 First Appellate District,
Division One

PEOPLE v. VOELKER

Petition for review denied

Chin, J., was absent and did not participate.

S139556

C048578 Third Appellate District

PEOPLE v. AYON

Petition for review denied

Chin, J., was absent and did not participate.

S139559B185393 Second Appellate District,
Division Eight

UTICA NATIONAL INSURANCE v. S.C. (BEARD)

Petition for review denied

Chin, J., was absent and did not participate.

S139560A107116 First Appellate District,
Division Three

PEOPLE v. MAIRS

Petition for review denied

Chin, J., was absent and did not participate.
Corrigan, J., was recused and did not
participate.**S139565**G034373 Fourth Appellate District,
Division Three

PEOPLE v. CORDONSUCHTIZ

Petition for review denied

Chin, J., was absent and did not participate.

S139570

E038602 Fourth Appellate District,
Division Two

K. HOVNANIAN FORECAST HOMES v. S.C.
(GRIFFIN-SLOAT)

Petition for review denied

The request for an order directing publication of
the opinion is denied.

Chin, J., was absent and did not participate.

S139571

D046070 Fourth Appellate District,
D046719 Division One

J. (T.) IN RE

Petition for review denied

Chin, J., was absent and did not participate.

S139578

B178212 Second Appellate District,
Division Two

PEOPLE v. MITCHELL

Petition for review denied

Chin, J., was absent and did not participate.

S139583

H027006 Sixth Appellate District

PEOPLE v. SOVA

Petition for review denied

Chin, J., was absent and did not participate.

S139587

H027669 Sixth Appellate District

AUSTIN v. WISKEL

Petition for review denied

Chin, J., was absent and did not participate.

S139594

D041819 Fourth Appellate District,
Division One

PEOPLE v. BUTLER

Petition for review denied

Chin, J., was absent and did not participate.

S139603

H026049 Sixth Appellate District

PEOPLE v. CARRASCO

Petition for review denied

Chin, J., was absent and did not participate.

S139605

B176364 Second Appellate District,
Division Three

PEOPLE v. HONG

Petition for review denied

Chin, J., was absent and did not participate.

S139608

C046462 Third Appellate District

PEOPLE v. PENILTON

Petition for review denied

Chin, J., was absent and did not participate.

S139611

C047266 Third Appellate District

SAN JOAQUIN COUNTY v. KEKULAWELA

Petition for review denied

Chin, J., was absent and did not participate.

S139612

C046973 Third Appellate District

PEOPLE v. PHAN

Petition for review denied

Chin, J., was absent and did not participate.

S139613

B176818 Second Appellate District,
Division Four

H. (S.) v. BOARD OF EDUCATION

Petition for review denied

Chin, J., was absent and did not participate.

S139614

B177640 Second Appellate District,
Division Two

BEALE v. BEALE

Petition for review denied

Chin, J., was absent and did not participate.

S139616

B175025 Second Appellate District,
Division One

RAGHAVAN v. BOEING COMPANY

Petition for review denied

Baxter, J., was recused and did not participate.
Chin, J., was absent and did not participate.

S139618

B179880 Second Appellate District,
Division Two

PEOPLE v. ALLEN

Petition for review denied

Chin, J., was absent and did not participate.

S139620

B178669 Second Appellate District,
Division Seven

PEOPLE v. WIER

Petition for review denied

Chin, J., was absent and did not participate.

S139621

E037521 Fourth Appellate District,
Division Two

M. (MARIO), IN RE

Petition for review denied

Chin, J., was absent and did not participate.

S139622

B183141 Second Appellate District,
Division Four

PARVIZIAN v. CALIFORNIA FAIR PLAN
ASSOCIATION

Petition for review denied

Chin, J., was absent and did not participate.

S139623

E036565 Fourth Appellate District,
Division Two

PEOPLE v. MARTINEZ

Petition for review denied

Chin, J., was absent and did not participate.

S139625

D045458 Fourth Appellate District,
Division One

PEOPLE v. OLDENBURG

Petition for review denied

Chin, J., was absent and did not participate.

S139627

B185972 Second Appellate District,
Division One

KARAMANUKYAN v. DEPARTMENT OF MOTOR
VEHICLES

Petition for review denied

Chin, J., was absent and did not participate.

S139628

G034102 Fourth Appellate District,
Division Three

PEOPLE v. SOTO

Petition for review denied

Chin, J., was absent and did not participate.

S139629

B168096 Second Appellate District,
Division Three

PEOPLE v. GARCIA

Petition for review denied

Chin, J., was absent and did not participate.

S139631
F043006 Fifth Appellate District

N. (HOWARD), IN RE
Petition for review denied

Chin, J., was absent and did not participate.

S139632
B174017 Second Appellate District,
Division Seven

PARKVIEW VILLAS ASSOCIATION v. STATE
FARM FIRE AND CASUALTY COMPANY
Petition for review & depublication request denied

Baxter and Moreno, JJ., were of the opinion the
petition should be granted.
Chin, J., was absent and did not participate.

S139636
B187077 Second Appellate District,
Division Three

TIMMANN v. S.C. (NAPOLI)
Petition for review denied

Chin, J., was absent and did not participate.

S139639
H028012 Sixth Appellate District

PEOPLE v. BRUTSCHE
Petition for review denied

Chin, J., was absent and did not participate.

S139642
D047298 Fourth Appellate District,
Division One

KRIEBEL v. WINTER
Petition for review denied

Chin, J., was absent and did not participate.

S139646
E036911 Fourth Appellate District,
Division Two

PEOPLE v. GOMEZ
Petition for review denied

Chin, J., was absent and did not participate.

S139648
A109584 First Appellate District,
Division One

G. (ANGELA), IN RE
Petition for review denied

Chin, J., was absent and did not participate.
Corrigan, J., was recused and did not participate.

S139651

A107028 First Appellate District,
Division Five

PEOPLE v. RIEHL

Petition for review denied

Chin, J., was absent and did not participate.

S139652

C049270 Third Appellate District

FILCO FOLSOM v. W.C.A.B. (BUTLER)

Petition for review denied

Chin, J., was absent and did not participate.

S139655

B179601 Second Appellate District,
Division Five

PEOPLE v. MORRIS

Petition for review denied

without prejudice to any relief to which
defendant might be entitled after this court
decides *People v. Cage*, S127373.

Chin, J., was absent and did not participate.

S139657

B177580 Second Appellate District,
Division Three

PEOPLE v. COLLINDRES

Petition for review denied

Chin, J., was absent and did not participate.

S139658

F047327 Fifth Appellate District

PEOPLE v. CHHOEUNG

Petition for review denied

Chin, J., was absent and did not participate.

S139663

G034524 Fourth Appellate District,
Division Three

PEOPLE v. SAYRE

Petition for review denied

Chin, J., was absent and did not participate.

S139676

D046267 Fourth Appellate District,
Division One

PEOPLE v. MARLER

Petition for review denied

Chin, J., was absent and did not participate.

S139677

D045004 Fourth Appellate District,
Division One

PEOPLE v. JONES

Petition for review denied

Chin, J., was absent and did not participate.

S139682

A101011 First Appellate District,
Division Two

A105127

PEOPLE v. GUEVARA

Petition for review denied

Chin, J., was absent and did not participate.

S139688

B181661 Second Appellate District,
Division Five

PEOPLE v. HENDERSON

Petition for review denied

Chin, J., was absent and did not participate.

S139697

B177336 Second Appellate District,
Division Four

C. (GREGORY), IN RE

Petition for review denied

Chin, J., was absent and did not participate.

S139698

B178320 Second Appellate District,
Division Six

PEOPLE v. MORRIS

Petition for review denied

Chin, J., was absent and did not participate.

S139745

G036132 Fourth Appellate District,
Division Three

SANTA ANA, CITY OF v. S.C. (KIM)

Petition for review and application for stay denied

Chin, J., was absent and did not participate.

S139747

D042605 Fourth Appellate District,
Division One

PEOPLE v. MURILLO

Petition for review denied

Chin, J., was absent and did not participate.

S139757

THOMAS v. WOODFORD

Petition for writ of mandate/prohibition denied

Chin, J., was absent and did not participate.

S139779

B181672 Second Appellate District,
Division One

OSMAN v. APPELLATE DIVISION (PEOPLE)
Petition for review and application for stay denied

Chin, J., was absent and did not participate.
Werdegar and Corrigan, JJ., were of the opinion
the petition should be granted.

S128864

TUBBS (ABRAHAM I.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S128894

MARIN (JAIME) ON H.C.
Petition for writ of habeas corpus denied

(*See In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S129053

PENTON (ANTHONY) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S130140

GUNN (PHILLIP B.) ON H.C.
Petition for writ of habeas corpus denied

(*See In re Robbins* (1998) 18 Cal.4th 770, 780;
In re Clark (1993) 5 Cal.4th 750.)

Chin, J., was absent and did not participate.

S130142

EGY (JAMES D.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S130481

SANCHEZ (ELIAZAR) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S130543

CHOINSKI (JOHNNY) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S130544

SHOTWELL (MANUEL) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S130564

GRAY (BRANDON) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S130655

SMITH (MARQUELL) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S130703

CRUZATA (ANGEL) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131070

MORRIS (PHILLIP) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131072

TURLEY (MACEY) ON H.C.

Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131194

SHAW (DAVID MARTIN) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

Chin, J., was absent and did not participate.

S131240

PEREZ (JESSE) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131253

COOK (DAMON) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131265

SHAW (DAVID MARTIN) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

Chin, J., was absent and did not participate.

S131285

MERCADO (ARMANDO) ON H.C.

Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131339

NEWMAN (SHERMAN) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131353

JAMERSON (KEITH) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131372

BURLESON (GAYLIN) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131392

BEEKS (DOUGLAS A.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131398

RIDER (CHRISTOPHER S.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131426

JONES (JULIUS) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131428

CRYER (JERMAINE) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131435

GRANDBERRY (ERNEST R.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131437

JORDAN (KENNETH L.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131488

GRAY (GREGORY LEE) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131497

NICHOLS (TONY L.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131507

CORBIN (LARRY D.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131522

MARTINEZ (BISMARCK) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131594

GIBSON (GREGORY DAVID) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131598

LUCAS (ISIAH) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

Chin, J., was absent and did not participate.

S131702

IBARRA (GUILLERMO R.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Waltreus* (1965) 62 Cal.2d 218; *In re Dixon* (1953) 41 Cal.2d 756.)

Chin, J., was absent and did not participate.

S131718

FUENTES (FELILPE) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131721

HARRIS (ERWIN) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131747

MEDINA (ANDRES) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131765

BANKS (ANTHONY) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131767

MENDEZ (DAVID ALBERTO) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131769

DAILEY (VERNON R.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131771

PORTIS (EARL) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131772

JOHNSON (ADRIAN) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131810

BARAJAS (JOSEPH E.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131811

ROSENBALM (VINCENT) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Wessley W.* (1981) 125 Cal.App.3d 240, 246.)

Chin, J., was absent and did not participate.

S131824

PENA (VALENTINE) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131844

DENTON (TIMOTHY M.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218; *In re Miller* (1941) 17 Cal.2d 734.)

Chin, J., was absent and did not particip

S131845

JOHNSON (COLIN) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S131847

ORTIZ (ELIGIO) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131848

ZUNIGA (JOSE JULIO) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Waltreus* (1965) 62 Cal.2d 218.)

Chin, J., was absent and did not participate.

S131851

MAJOR (LEE E.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S131916

JONES (MARVIN E.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Dixon* (1953) 41 Cal.2d 756.)

Chin, J., was absent and did not participate.

S132106

JONES (CALVIN L.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;
In re Rosenkrantz (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132187

DUONG (SANG) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;
In re Rosenkrantz (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132198

PENNEWELL (RONALD) ON H.C.
Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474;
In re Miller (1941) 17 Cal.2d 734; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132269

SHAHID (JAMAL) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;
In re Rosenkrantz (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132342

THOMAS (JOSH) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Miller* (1941) 17 Cal.2d 734.)

Chin, J., was absent and did not participate.

S132347

KENNEDY (EDWARD) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;
In re Rosenkrantz (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132372

HARO (ONESIMO M.) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;
In re Rosenkrantz (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132375

COWANS (MICHAEL) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;
In re Rosenkrantz (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132444

BELL (TERRY L.) ON H.C.
Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474;
In re Dannenberg (2005) 34 Cal.4th 1061; *In re*
Rosenkrantz (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132549

KASHANI (FARHAD) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S132569

ZIEGLER (HAROLD) ON H.C.
Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464,
474; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S132581

WALTERS (MARTIN E.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061;
In re Rosenkrantz (2002) 29 Cal.4th 616; *In re*
Waltreus (1965) 62 Cal.2d 218.)

Chin, J., was absent and did not participate.

S132620

TAYLOR (MELVIN L.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S132719

VERBOS (MICKEY) ON H.C.

Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Rosenkrantz* (2002) 29 Cal.4th 616; *In re Dannenberg* (2005) 34 Cal.4th1061.)

Chin, J., was absent and did not participate.

S132827

GRAVES (RANDY ALTON) ON H.C.

Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S132880

JONES (CALVIN L.) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Dannenberg* (2005) 34 Cal.4th 1061; *In re Rosenkrantz* (2002) 29 Cal.4th 616.)

Chin, J., was absent and did not participate.

S133334

SAWKOW (MICHAEL) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Chin, J., was absent and did not participate.

S133460

SALEM (JAD ISSA) ON H.C.

Petition for writ of habeas corpus denied

(See *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Chin, J., was absent and did not participate.

S134162

LUCAS (ISIAH) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S135530

WILSON (JAMES CHARLES) ON H.C.

Petition for writ of habeas corpus denied

Kennard and Moreno, JJ., were of the opinion the petition should be granted.

Chin, J., was absent and did not participate.

S139191

JERNIGAN (GARY V.) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S139201

HAWKINS (STEVEN D.) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Chin, J., was absent and did not participate.

S139287

YOCOM (MICHAEL ALAN) ON H.C.

Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Dixon* (1953) 41 Cal.2d 756.)

Chin, J., was absent and did not participate.

S139292

BAKER (LARRY DARNELL) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S139315

MASON (HERBERT) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dixon* (1953) 41 Cal.2d 756.)

Chin, J., was absent and did not participate.

S139320

WILLIAMS (RONNIE) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S139406

SUAREZ (ROBINSON) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921; *People v. Duvall* (1995) 9 Cal.4th 464, 474.)

Chin, J., was absent and did not participate.

S139412

MASON (HUBERT) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)

Chin, J., was absent and did not participate.

S139467

GUERRA (FRANK) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S139572

BLADEL (RODEO VAN) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S139576

QAZZA (SULEIMAN A.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304; *People v. Duvall* (1995) 9 Cal.4th 464, 474; *In re Robbins* (1998) 18 Cal.4th 770, 780; *In re Clark* (1993) 5 Cal.4th 750; *In re Lindley* (1947) 29 Cal.2d 709.)

Chin, J., was absent and did not participate.

S139590

DRASAR (JAROSLAV) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S139615

SHARPE (JOHN WILLIAM) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S139626

WASHINGTON (RODERICK) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Dexter* (1979) 25 Cal.3d 921.)

Chin, J., was absent and did not participate.

S139633

COOK (MICHAEL WILLIAM) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750; *In re Robbins* (1998) 18 Cal.4th 770, 780.)

Chin, J., was absent and did not participate.

S139864

MASON (HUBERT) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Miller* (1941) 17 Cal.2d 734; *In re Clark* (1993) 5 Cal.4th 750.)

Chin, J., was absent and did not participate.

S139901

COLLINDRES (OSMAN R.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S139904

JERNIGAN (GARY V.) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Clark* (1993) 5 Cal.4th 750.)

Chin, J., was absent and did not participate.

S139918

CHAFFIN (ROBERT W.) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S140035

HACKNEY (WILLIAM) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304;
People v. Duvall (1995) 9 Cal.4th 464, 474.)

Chin, J., was absent and did not participate.

S140056

LI (ZHONG JING) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S140082

SIRAT (MUSTAFA) ON H.C.
Petition for writ of habeas corpus denied

Chin, J., was absent and did not participate.

S140148

EDWARDS (STEVEN) ON H.C.
Petition for writ of habeas corpus denied

(See *In re Swain* (1949) 34 Cal.2d 300, 304;
People v. Duvall (1995) 9 Cal.4th 464, 474.)

Chin, J., was absent and did not participate.

S140169

ROY (WILLIAM) ON H.C.

Petition for writ of habeas corpus & stay denied

Chin, J., was absent and did not participate.

S138991A106784 First Appellate District,
Division Two

G. (I), IN RE

Depublication request denied

Chin, J., was absent and did not participate.

S139074

C048190 Third Appellate District

BARNES v. BOARD OF SUPERVISORS

Publication request denied

Chin, J., was absent and did not participate.

S139464A109719 First Appellate District,
Division One

UECKER & ASSOCIATES v. ERNST& YOUNG

Publication request denied

Chin, J., was absent and did not participate.

S139588B182513 Second Appellate District,
Division Three

M. (MYA), IN RE

Publication request denied

Chin, J., was absent and did not participate.

S062770

PEOPLE v. BERGMAN (LAWRENCE E.)

Extension of time granted

to March 14, 2006, to file respondent's brief.

S129463B161549 Second Appellate District,
Division TwoCITY OF HOPE NATIONAL MEDICAL CENTER v.
GENENTECH, INC.

Application to appear as counsel pro hac vice denied

The application of Kathleen M. Sullivan to appear as counsel *pro hac vice*, and the motion of Defendant-Appellant Genentech, Inc., for an order granting that application, are denied. Applicant does not satisfy the eligibility requirements in that she resides and is regularly employed in California and has made repeated

appearances as counsel *pro hac vice* in the previous two years. (Cal. Rules of Court, rule 983(a).) The application and motion do not establish grounds for exemption from eligibility requirements; they do not show that applicant possesses special expertise in a particular area of the law at issue in this proceeding. (Id., rule 983(e).)

Werdegar, J., was recused and did not participate.

Chin, J., was absent and did not participate.

Moreno, J., is of the opinion the motion and application should be granted.

S055856

PEOPLE v. ROMERO & SELF

Substitution of counsel ordered

Good cause appearing, the application of appointed counsel for permission to withdraw as attorney of record for appellant Orlando Gene Romero, filed November 30, 2005, is granted. The order appointing the State Public Defender as appellate counsel of record for appellant Orlando Gene Romero, filed March 29, 2000, is hereby vacated.

Michael P. Goldstein is hereby appointed as counsel of record to represent appellant Orlando Gene Romero for the direct appeal in the above automatic appeal now pending in this court.

Chin, J., was absent and did not participate.

S033149

PEOPLE v. WEAVER (LATWON R.)

Application to file document under seal granted

The "Application for Leave to File Under Seal the Confidential, Ex Parte Declarations of James S. Thomson and Elisabeth Semel re Motion for Relief from Default," filed on November 30, 2005, is granted. The clerk of the court is directed to file the declarations of James S. Thomson and Elisabeth Semel under seal. The "Motion for Relief from Default; Adoption of Formal Due Date for Filing Appellant's Opening Brief; and Adoption of Target Dates to Meet Proposed Due Date," filed on

November 30, 2005, is granted in part and denied in part as follows:

Appellant is relieved from default for failing to submit his opening brief for filing by the final due date.

Appellant's opening brief is due for filing on or before January 30, 2006. The court anticipates that after that date, only four further extensions totaling about 215 additional days will be granted.

Counsel is ordered to inform his assisting entity of this schedule and to take all steps necessary to meet it.

In all other respects, the motion is denied.

Chin, J., was absent and did not participate.

S054569

PEOPLE v. WHALEN (DANIEL L.)

Motion denied

Appellant's "Motion for Relief from Superior Court Order Precluding Contact with Jurors," filed on December 8, 2005, is denied.

Chin, J., was absent and did not participate.

S140153

CLAIBORNE v. S.C. (PEOPLE)

Transferred to CA 6

for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

S140380

ALLEN v. S.C. (PEOPLE)

Transferred to CA 1

for consideration in light of *Hagan v. Superior Court* (1962) 57 Cal.2d 767. In the event the Court of Appeal determines that this petition is substantially identical to a prior petition, the repetitious petition must be denied.

F048352

NMSBPCLDHB (CA Limited Patnership) v. ROBERT
BORO LANDSCAPE ARCHITECT
Transferred to CA 1

The above entitled matter, now pending in the
Court of Appeal, Fifth Appellate District is
transferred to the Court of Appeal, First
Appellate District.

S139010

BRYANT, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139220

KIM, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139325

FAIRCHILD, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139353

KOLEV, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139374

CASTILLO, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139407

DEBLASE, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139408

CRAWFORD, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139449

ANTICO, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139550

EBRAHIMI, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139563

MEJIA, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139564

GARY, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139579

SWEDELIUS, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

S139684

BHATNAGAR, ACCUSATION OF
Petition denied

Chin, J., was absent and did not participate.

